

EXHIBIT H

Robert Gibson

From: Robert Gibson [rgibson@gibsonlawfirm.net]
Sent: Monday, June 14, 2010 4:59 PM
To: 'Zambrano, Angela'; 'Smolinsky, Joseph'; 'Falabella, Pablo'; 'jroda@rodanast.com'; 'mburkholder@rodanast.com'
Cc: 'lipps@CarpenterLipps.com'; 'chrisu@hublaw.com'
Subject: Adjournment of 6/15/2010 hearing

Dear Counsel:

Today at 3:47 pm as I was preparing to leave for tomorrow's hearing in New York (for which I had already paid for my accommodations), I received a call from Angela Zambrano regarding my objection and petition to intervene. Ms. Zambrano indicated to me that today a "settlement in principle" had been reached between MLC and the Soders claimants. Specifically, Ms. Zambrano indicated that the terms of the settlement included that MLC would accept the following claims: \$554,000 in attorneys' fees to RodaNast, PC, \$554,000 to the Class, \$5,000 to Ms. Soders, and RodaNast's costs (claimed as \$437,416.92). Based on this new development, I will be adjourning my motion until the next motion date in order to amend my petition, discuss resolution of the Gibson/Kairis claim, or otherwise respond. I will supply counsel with the new hearing date tomorrow morning.

Regards,
Bob Gibson

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